

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,

Plaintiff,

v.

No. CR 18-4176 JB

STERLING ISLANDS, INC.,
AL-ZUNI GLOBAL JEWELRY, INC.,
JAWAD “JOE” KHALAF,
NADER KHALAF,
NASHAT “NASH” KHALAF,
ZAHER MOSTAFA, and
TAHA “TOM” SHAWAR

Defendants.

JOINT MOTION FOR AMENDED SCHEDULING ORDER

Come now, all parties, for good cause, and move the Court to issue an Amended Scheduling Order, reflecting approximately a 60-day extension for all deadlines not previously past (those dates remain unchanged from the original Scheduling Order). In support, the parties state:

As this Court is aware from previous motions, the parties are diligently working on resolving this matter. Since the last Motion and Order extending deadlines [Doc. 77] and [Doc. 79], a substantive meeting with all defense counsel and the United States Attorney Office was held on July 25, 2019. (A newer Motion and Order have since been entered, [Doc. 78] and [Doc. 81]). The parties are currently working on the follow-up items discussed in that meeting with the ultimate goal of resolution of the case. As stated in previous motions, additional motions to dismiss by the defense would be counter-productive to that possible resolution; furthermore, all parties’, including the Court’s, time and resources may be expended unnecessarily on both those motions and expert disclosures and issues. In order to give the parties a reasonable time to

complete negotiations and propose a possible resolution to the Court, the parties conferred and move the Court to enter the following proposed scheduling order:

1. April 5, 2019 Deadline for government to produce discovery material, including *Brady* and *Giglio* material (except for government's continuing duty to disclose);
2. May 10, 2019 Reciprocal discovery by the Defendants (except for Defendants' continuing duty to disclose);
3. October 9, 2019 Expert witness notices and reports; Fed. R. Crim. P. 16 discovery motions; Fed. R. Crim. P. 7(f) motions;
4. June 5, 2019 Transcripts from government [Production to commence immediately from the date of the Court's entry of the scheduling order, to be completed no later than May 10, 2019]; Responses to Fed. R. Crim. P. 16 discovery motions; Responses to Fed R. Crim. P. 7(f) Motions
5. June 19, 2019 Replies to Fed. R. Crim. P. 16 discovery motions; Replies to Fed R. Crim. P. 7(f) Motions
6. October 9, 2019 Fed. R. Crim P. 12 pretrial motions deadline; *Daubert* motions
7. October 23, 2019 Responses to pretrial and *Daubert* motions
8. November 6, 2019 Replies to pretrial and *Daubert* motions
9. October 9, 2019 Notices of defenses pursuant to Fed. R. Crim. P. 12.1 and 12.3
10. October 23, 2019 Responses to notices of defenses
11. December 6, 2019 Joint jury questionnaire, with letters regarding questions to which the parties cannot agree.
12. December 20, 2019 Jencks Act disclosure deadline; Motions in limine; Fed. R. Evid. 404(b) notices; jury instructions; proposed *voir dire*; and

13. January 27- February 7, 2020

Jury Selection and trial, 8:30 a.m. in
Albuquerque, Pete V. Domenici U.S.
Courthouse, 460 Vermejo Courtroom.

The parties, therefore, move the Court to impose the above scheduling order.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on July 30, 2019, I filed the foregoing pleading electronically through the CM/ECF system, which caused all parties or counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing.

By /s/ Hope Eckert
Hope Eckert